

SEP-02-05 FRI 01:41 PM

FAX NO.

SEP 02 2005

P. 02

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.
END920010074US1

In Re Application Of: Budell et al.

Application No.
10/042,031

Filing Date
1/8/2002

Examiner
Norris, Jeremy C.

Customer No.
30449

Group Art Unit
2841

Confirmation No.

Invention: VENTS WITH SIGNAL IMAGE FOR SIGNAL RETURN PATH

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated 3/9/2005 finally rejecting Claim(s) 1, 2, 4, 7-12, 14, 17-19, 23, 25, 26 and 28

The fee for this Notice of Appeal is: \$500.00

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 09-0457(IBM)
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Jack P. Friedman
Signature

Dated: 9/2/2005

Jack P. Friedman
Reg. No. 44,688
Schmeiser, Olsen & Watts
3 Lear Jet Lane, Suite 201
Latham, NY 12110
(518) 220-1850

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

09/06/2005 SSESHE1 00000032 090457 10042031

01 FC:1401 500.00 DA

cc:

BEST AVAILABLE COPY

SEP-02-05 FRI 01:41 PM

FAX NO.

RECEIVED
CENTRAL FAX CENTER

SEP 02 2005

P. 01

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Budell et al.			Docket No. END920010074US1
Application No. 10/042,031	Filing Date 1/8/2002	Examiner Norris, Jeremy C.	Group Art Unit 2841
Invention: VENTS WITH SIGNAL IMAGE FOR SIGNAL RETURN PATH			
<p>I hereby certify that this <u>Notice of Appeal (1 page)</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>)</p> <p>on <u>9/2/2005</u> (Date)</p> <p><u>Kim Dwileski</u> (Typed or Printed Name of Person Signing Certificate)</p> <p><u>Kim Dwileski</u> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>			

BEST AVAILABLE COPY

RECEIVED
OIPE/IAP
SEP 06 2005